

**To:** Feldman, Richard[Feldman.Richard@epa.gov]  
**From:** Hess, Stephen  
**Sent:** Wed 8/12/2015 10:51:11 PM  
**Subject:** RE: Questions regarding standard form 95

**Attorney Client/Attorney Work Product/Deliberative Ex. 5**

Stephen Hess

U.S. EPA, Office of General Counsel

1200 Pennsylvania Avenue, N.W.

Washington, D.C.

Mail Code: 2399A

Phone: 202-564-5461

**From:** Feldman, Richard  
**Sent:** Wednesday, August 12, 2015 10:28 AM  
**To:** Hess, Stephen  
**Subject:** RE: Questions regarding standard form 95

**Attorney Client/Attorney Work Product/Deliberative Ex. 5**

## **Attorney Client/Attorney Work Product/Deliberative Ex. 5**

Richard Feldman

Assistant General Counsel and Claims Officer

Civil Rights and Finance Law Office

Office of General Counsel

U.S. EPA

(o) 202-564-5434 (f) 202-564-5432

**From:** Gleason, Michael

**Sent:** Wednesday, August 12, 2015 9:20 AM  
**To:** Feldman, Richard; Hess, Stephen  
**Cc:** Mitchell, Stacey; Michaud, John; Ward, W. Robert; Boydston, Michael  
**Subject:** FW: Questions regarding standard form 95

Richard and Stephen,

I checked the GK claims box this morning. I see 2 claims in the box and the question below from the Durango City Manager's Office.

Please advise as to who should respond and how to respond to questions such as this.

Thank you.

Michael P. Gleason

Associate Regional Counsel

U.S. Environmental Protection Agency, Region 8

1595 Wynkoop Street

Denver, CO 80202-1129

(303) 312-6898

**From:** Wishkovsky, Ariel [<mailto:ariel.wishkovsky@durangogov.org>]  
**Sent:** Tuesday, August 11, 2015 3:33 PM  
**To:** R8 GKM Claims  
**Cc:** sarah jacobson ([sarah.jacobson@co.laplata.co.us](mailto:sarah.jacobson@co.laplata.co.us)); Zalneraitis, Roger; Walsh, Wayne; 'Jack Llewellyn'; Walsworth, Tim; **Personal Email/Ex. 6**; Dugdale, Sherri  
**Subject:** Questions regarding standard form 95

Good afternoon,

Per the request of Sarah Jacobson from La Plata County, I am submitting various questions on behalf of the Economic-Business Impact Group formed in response to the recent events with the Animas River.

The questions are as follows:

- 1) Can Standard Form 95 be utilized for more than personal property damage? The prime example would be economic damages and hardships caused by the current situation. Affected businesses should include retail, tourism, agriculture just to name a few.
- 2) Can Standard Form 95 be utilized to reimburse employees for wage loss or operational shut down?
- 3) Can Standard Form 95 be applied for more than just once?
- 4) Does Standard Form 95 apply for agriculture and agricultural yields?

Thanks,

Ariel Ziv Wishkovsky

Business Development Coordinator

City Manager's Office

Office: 970-375-5065

